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Attorneys on behalf of Plaintiff

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

**IN RE BARD IVC FILTERS
PRODUCTS LIABILITY LITIGATION**

No. 2:15-MD-02641-DGC

**AMENDED MASTER SHORT FORM
COMPLAINT FOR DAMAGES FOR
INDIVIDUAL CLAIMS**

Plaintiff(s) named below, and for their Complaint against Defendants named below,
incorporate The Master Complaint in MDL No. 2641 by reference (Doc. 364) Plaintiff(s) further
show the court as follows:

1. Plaintiff/Deceased Party:
Judy Richard
2. Spousal Plaintiff/Deceased Party's spouse or other party making loss of consortium
claim:
N/A
3. Other Plaintiff and capacity (i.e., administrator, executor, guardian, conservator)
N/A
4. Plaintiff's state of residence at the time of implant:

Arkansas

5. Plaintiff's state of residence at the time of injury:

Arkansas

6. Plaintiff's current state of residence:

Arkansas

7. District Court and Division in which venue would be proper absent direct filing:

In the United States District Court of the Eastern District of Arkansas

8. Defendants (Check Defendants against whom Complaint is made):

☒ C.R. Bard Inc.

☒ Bard Peripheral Vascular, Inc.

9. Basis of Jurisdiction

☒ Diversity of Citizenship

- a. Other allegations of jurisdiction and venue not expressed in Master Complaint:

A substantial portion of the events leading to Plaintiff's injuries arose in Arkansas making venue proper.

10. Defendants' Inferior Vena Cava Filter (s) about which Plaintiff(s) is making a claim

(Check applicable Inferior Vena Cava Filter(s)):

- ☐ Recovery ® Vena Cava Filter
- ☐ G2 ® Vena Cava Filter
- ☐ G2® Express Vena Cava Filter
- ☐ G2® X Vena Cava Filter
- ☐ Eclipse® Vena Cava Filter
- ☐ Meridian® Vena Cava Filter
- ☒ Denali® Vena Cava Filter
- ☐ S. Other:

11. Date of Implantation as to each Product

January 15, 2014

12. Counts in the Master Complaint brought by Plaintiff(s)

- ☒ Count I: Strict Products Liability-Manufacturing Defect
- ☒ Count II: Strict Products Liability-Information Defect (Failure to Warn)
- ☒ Count III: Strict Products Liability-Design Defect
- ☒ Count IV: Negligence- Design
- ☒ Count V: Negligence-Manufacture
- ☒ Count VI: Negligence-Failure to Recall/Retrofit
- ☒ Count VII: Negligent Misrepresentation
- ☒ Count VIII: Negligent *Per Se*
- ☐ Count X: Breach of Express Warranty
- ☒ Count XI: Breach of Implied Warranty
- ☒ Count XII: Fraudulent Misrepresentation
- ☒ Count XIII: Fraudulent Concealment
- ☒ Count XIV: Violations of Applicable Wisconsin (insert state) Law
Prohibiting Consumer Fraud and Unfair and Deceptive Trade Practices
- ☐ Count XV: Loss of Consortium
- ☐ Count XVI: Wrongful Death
- ☐ Count XVII: Survival
- ☒ Punitive Damages

13. Jury Trial demanded for all issue so triable:

- ☒ Yes
- ☐ No

Date: February 21, 2017

By: /s/ Willard J. Moody, Jr.
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I hereby certify that on this 21st day of February, 2017, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing.

/s/ Willard J. Moody, Jr.